

Patrick J. Murphy, WSB No. 5-1779
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WILLIAMS, PORTER, DAY & NEVILLE, PC
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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

BCB CHEYENNE LLC d/b/a BISON
BLOCKCHAIN, a Wyoming limited liability
company,

Plaintiff,

v.

MINEONE WYOMING DATA CENTER
LLC, a Delaware limited liability company;
MINEONE PARTNERS LLC, a Delaware
limited liability company; TERRA
CRYPTO, INC., a Delaware corporation;
BIT ORIGIN, LTD, a Cayman Island
Company; SONICHASH LLC, a Delaware
limited liability company; BITMAIN
TECHNOLOGIES HOLDING COMPANY,
a Cayman Island Company; BITMAIN
TECHNOLOGIES GEORGIA LIMITED, a
Georgia corporation; and JOHN DOES 1-18,
related persons and companies who control
or direct some or all of the named
Defendants,

Defendants.

Civil Action No. 23-CV-79-ABJ

EXHIBIT A
TO BCB CHEYENNE LLC d/b/a BISON BLOCKCHAIN'S SECOND AMENDED
SUBPOENA DUCES TECUM TO REPUBLIC TITLE OF TEXAS, INC.
IN A CIVIL ACTION

REPUBLIC TITLE OF TEXAS, INC. is commanded to produce copies of the following
documents to Patrick J. Murphy at WILLIAMS, PORTER, DAY & NEVILLE, P.C. at 159 N. Wolcott

Street, Suite 400, Casper, WY 82601, or by emailing the documents to pmurphy@wpdn.net by June 7, 2024 at 10:00 a.m., as follows:

DEFINITIONS

1. "Document" shall have the full meaning ascribed to it in Rule 34 of the Federal Rules of Civil Procedure and shall include every writing or record of every type and description, including, but not limited to, agreements, contracts, contract files, correspondence, memoranda, publications, pamphlets, promotional materials, studies, books, tables, charts, graphs, schedules, e-mails, text messages, photographs, films, voice recordings, reports, surveys, analyses, journals, ledgers, telegrams, stenographic or handwritten notes, minutes of meetings, transcripts, financial statements, purchase orders, vouchers, invoices, bills of sale, bills of lading, credit and billing statements, checks, manuals, circulars, bulletins, instructions, sketches, diagrams, computer programs, printouts, punch cards, tabulations, logs, telephone records, desk calendars, diaries, appointment books, computer data, tapes, and disks; and includes all drafts or copies of every such writing or record whenever a draft or copy of a document is not an identical copy of the original or where such draft or copy contains any commentary or notes that do not appear on the original.
2. "Communications" shall mean all written, oral, telephonic, electronic, e-mail, text, or other transmittal of words, thoughts, ideas, and images, including, but not limited to, inquiries, discussions, conversations, negotiations, agreements, understandings, meetings, letters, notes, telegrams, advertisements, press releases, publicity releases, trade releases, and interviews. The term "relating to" shall mean directly or indirectly mentioning or describing, comprising, consisting of, referring to, reflecting on, or being in any way logically or factually connected with the matter discussed.

3. The term “North Range” shall mean of, concerning, or relating in any way to the improved real property commonly known as 635 Logistics Drive in the City of Cheyenne, Laramie County, Wyoming 82009 and the related electrical power contracts with Black Hills Energy for the BCIS power (~45 megawatts) and expansion power (~25 megawatts).

4. The term “Campstool” shall mean of, concerning, or relating to the real property known as Lot 1 Block 4 Venture Dr., in the City of Cheyenne, Laramie County, Wyoming 82007 and the related electrical power contracts with Black Hills Energy for the BCIS power (~30 megawatts) and expansion power (~30 megawatts).

DOCUMENTS REQUESTED

1. Produce documents and communications, specifically, any and all wire transfer documentation, of any payment(s) CleanSpark, Inc. and/or any of its subsidiaries have made from May 8, 2024 to June 7, 2024¹ to the Escrow Holder (Republic Title of Texas, Inc.), Defendant MineOne, Defendant Terra Crypto Inc, and/or any of MineOne’s alleged creditors relating to North Range and/or Campstool pursuant to the May 8, 2024 Purchase and Sale Agreement (“PSA”), the May 29, 2024 Amended and Restated Purchase and Sale Agreement (“North Range PSA”) and the May 29, 2024 Campstool Purchase and Sale Agreement (“Campstool PSA”), including amendments thereto for all of the aforementioned agreements, and any other agreement between CleanSpark, Inc. (or any of its subsidiaries) and MineOne Wyoming Data Center LLC relating to North Range and/or Campstool.

¹ In the Court’s Order on Plaintiff’s *Emergency Motion*, the Court relied on what Ms. Colbath, MineOne’s counsel, represented to the Court when she stated: “There is no emergency present, no money has exchanged hands and no money will for at least 30 days [from May 17, 2024], and likely longer” [ECF 194 at p. 4].

2. Produce documents and communications from May 25, 2024 to present relating to the Closing date for (1) the Campstool PSA and (2) the North Range PSA. Please note: this request seeks email communications confirming what date (or what anticipated date) Closing is scheduled for both the Campstool PSA and the North Range PSA.

Please note: All documents and communication requests under this subpoena are being done so on an *emergency* basis ahead of the Evidentiary Hearing scheduled on Friday afternoon June 7, 2024. By our estimation, these requests include no more than 15 documents and email threads, and maybe as few as five or six, in total. We don't believe gathering and producing the documents and communications in the three requests above will take any more than a few hours of time.

On May 31, 2024, CleanSpark's counsel was provided the Stipulated Protective Order that was entered in this civil action (on December 6, 2023). All documents and communication requested and provided under this subpoena are protected and treated as confidential under this civil action's Stipulated Protective Order and are being requested prior to the Evidentiary Hearing.

Please send the requested documents and communications via email to pmurphy@wpdn.net by June 7, 2024 at 10:00 a.m. MDT.

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RESPECTFULLY SUBMITTED this 5th day of June 2024.

BCB CHEYENNE LLC d/b/a
BISON BLOCKCHAIN,

Plaintiff

By: 

Patrick J. Murphy, WSB No. 5-1779

Scott C. Murray, WSB No. 7-4896

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